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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNION PACIFIC RAILROAD COMPANY, a
Delaware Corporation,

Plaintiff,

v.

WINECUP GAMBLE, INC., a Nevada
Corporation,

Defendant.

Case No. 3:17-cv-00477-LRH-CLB

**STIPULATED MOTION TO FILE AN
OVERLENGTH COMBINED
RESPONSE TO PLAINTIFF’S FIRST
AND SECOND MOTIONS IN LIMINE**

AND ORDER THEREON

Pursuant to LR 7-3(c), defendant Winecup Gamble, Inc. (“Winecup”) and plaintiff Union Pacific Railroad Company (“Union Pacific”) stipulate and jointly move the court for leave for Winecup to file an overlength Combined Opposition to Union Pacific’s First and Second Motions in Limine to Exclude Opinions of Matthew Lindon and to Appoint a Neutral Expert (“Combined Opposition”). Winecup seeks leave to file a Combined Opposition that is no more than 35 pages in length, exclusive of cover sheet and tables of contents and authorities. The opposition is due on February 28, 2020. *See* ECF No. 114.

1 Good cause exists to grant this motion. Union Pacific filed two separate motions in limine
2 seeking to exclude the testimony of Winecup's expert, Matthew Lindon. *See* ECF No. 111 and
3 112. In opposing the first and second motions in limine, Winecup would prefer to file one
4 Combined Opposition, as the issues raised by Union Pacific in its first and second motions have
5 significant overlap. *See* Declaration of Michael Menssen at ¶ 2, attached as Exhibit 1. If Winecup
6 responds to each motion in limine separately, it would have 24 pages for each, for a combined
7 total of 48 pages. It is anticipated that the Combined Opposition will be approximately 35 pages,
8 which is less than the number of pages that would be permitted for two separate responses. *Id.*

9 Union Pacific has informed Winecup that they do not oppose Winecup's request and has
10 agreed to this stipulated motion. *Id.* at ¶ 3. Accordingly, the parties request that the Court grant
11 leave for Winecup to file a Combined Opposition to Union Pacific's First and Second Motions in
12 Limine that is 35 pages.

13 DATED: February 26, 2020

DATED: February 26, 2020

14 /s/ Michael R. Menssen

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23
24 **ORDER**

25 IT IS SO ORDERED.

26 DATED this 27th day of February, 2020.

27 
LARRY R. HICKS

28 UNITED STATES DISTRICT JUDGE